

THE BENNINGTON EVENING BANNER

VOL. I, No. 13.

BENNINGTON, VT., TUESDAY, DECEMBER 22, 1903.

ONE CENT

If a Man Calls You a Fool Don't Get Mad. The Chances Are He May Know More About it Than You as He is a Less Prejudiced Witness.

Bennington County NATIONAL BANK

Capital \$100,000.

Officers, JOHN S. HOLDEN, President.
A. K. RITCHIE, Vice President.
CLEMENT H. COSE, Cashier.

Bennington, Vt.

Transact a general banking business, pays interest on certificates of deposit at the rate of 3 per cent if allowed to remain three months.

DIRECTORS

I. E. Gibson, J. S. Holden, Wm. E. Hawks, N. M. Puffer, A. K. Ritchie, J. T. Shurtleff, C. W. Thatcher.

FIRST NAT'L BANK

OF

NO BENNINGTON

CAPITAL \$150,000
SURPLUS and PROFITS \$75,000
RESOURCES \$500,000

Most centrally located for country business and is always ready to receive new accounts.

It is one of the oldest and strongest Banks in Vermont, and transacts a general banking business.

J. G. McCULLOUGH, President.

S. B. HALL, Cashier.

BUSINESS EXCHANGE

TO RENT—Warm furnished single rooms or rooms for light housekeeping. C. E. DYER, 12 Bank St., No. Bennington, Vt.

TO RENT—Eight room tenement on South St. with all modern improvements. A good horse barn in the rear. Elmer F. Rockwood, 29

TO RENT—Desirable tenements, offices and stores. Possession given immediately. W. E. Hawks, 25 North St.

TO RENT—Five rooms on first floor, modern improvements, also a furnished room for lady or school girl. Apply to Miss M. S. Moore, 231 Park St.

FOR RENT—House, Willow St., now occupied by W. W. Burke, bathroom, modern conveniences. Inquire Mrs. Edw. Norton.

TO RENT—Seven room tenement on Union St.; single house; possession given at once. Also six room tenement with all modern improvements, electric lights on Main St., now occupied by Miss H. J. Morgan, the milliner; possession given Sept. 1. S. H. Rockwood, 21

TO RENT—Two very desirable tenements, five and six dollars. Apply to B. G. Slade.

WANTED—Washings to do. Mrs. Welch, Corner North and County Streets, w2

WANTED—Woman for general housework, good cook. Call or address 229 West Main street.

WANTED—Man to do chert work on farm and cut wood through winter. Jesse Robinson.

WANTED—Orders for fruit trees, ornamental trees and shrubbery for spring delivery. Allen Nursery, Rochester, N. Y. C. Atwater, Agent, 311 West Main St. 411

WANTED—Faithful person to call on retail trade and agents for manufacturing house having well established business; local territory; straight salary \$20 paid weekly and expense money advanced; previous experience unnecessary; position permanent; business successful. Send resume self-addressed envelope. Superintendent Travelers, 605 Mason Bldg., Chicago, Ill. 4193

WANTED—Position by an experienced woman nurse. Best of references given. Inquire 444 Main St. 35w11

FOR SALE—Two new milk cows, 6 years old, one Jersey, Geo. E. Davis near Haynes Corners, Bennington, Vt.

FOR SALE—Pair of farm horses, kind and true. J. J. Keator, Manager, Fairview Farm, 41w1

FOR SALE—40 wagons of all descriptions, 30 tons of harness, single and double, 20 horses, good drivers and work horses. Inquire at W. J. Phelan's Livery, 41w

PARKER'S HAIR BALM
Cleanses and beautifies the hair. Promotes a luxuriant growth. Never Falls to Restore Gray Hair to its Youthful Color. Cures scalp itching, dandruff, and all other troubles of the scalp.

CASTORIA.
The Kind You Have Always Bought
Bears the Signature of *Wm. D. Galt*

THE STOVE BLEW UP

Narrow Escape of States Attorney's Wife.

EXPLOSION BRINGS RUIN

Every Window was Broken in the Room and Hole Blown in the Building.

The residence of States Attorney J. J. Shakhshober in Arlington was the scene of a serious accident Saturday evening. Mrs. Shakhshober and child had been in Bennington during the week but returned home Saturday and Mrs. Shakhshober built a fire in the kitchen range.

The range was provided with a hot water boiler, the water in which during the absence of the family, had become frozen. This was forgotten by Mrs. Shakhshober until the hot water front blew up with terrific force.

The force was sufficient to smash the glass in all the kitchen windows. The range was entirely blown to pieces, there was a hole in the ceiling, while the side walls looked as if a hurricane had struck them and just called.

The water in the pipes from the hot water front to the boiler being frozen the stream could not escape and caused the explosion.

Mrs. Shakhshober was out of the room otherwise she would doubtless have been instantly killed.

HEARTS ARE UNITED

Edgar Rhodes of Pownal Followed His Love and Caught Her

The Evening Banner of Monday evening told of the experiences of Edgar Rhodes of Pownal. This evening, it takes pleasure in announcing the marriage at White Oaks of Mr. Rhodes to Mrs. Ella May Butcher of Waterbury.

Saturday Mr. and Mrs. Rhodes came to Pownal where they were guests of Dexter Hood. In the spring they will go to housekeeping.

Pownal village gave Mr. and Mrs. Rhodes a rousing reception on their arrival.

James H. Habberly sang at the First Presbyterian church at Hoosick Falls Christmas service last Sunday and was warmly received and much complimented on his work there.

"Miss New York Jr." at the opera house last night was a first class attraction in every respect. The singing was good, the dancing excellent while the olio was the best seen here in a long time. The girls were young and pretty and the attraction clean and deserving of popularity wherever it goes.

Weather Forecast.

Fair tonight and Wednesday colder.

ARRIVED TODAY

Fresh Holly and Laurel

—You Should See Our Leader In—

BOSTON FERNS

At 75 cents each, worth more money. We give the S. & H. Trading Stamps.

HOLTON, The Florist.

331 School Street. Bennington, Vt.

Call And Give Your Orders For

Nursery Stock, Garden and Farm Seeds, Ornamental Shrubbery, etc. Spring delivery.

C. Ainsworth,

311 W Main St., Bennington, Vt.

BLAZE IN TROY.

Early Fire This Morning Destroyed Building On Broadway.—Loss \$50,000.

Troy, Dec. 22.—Fire broke out at 6 o'clock this morning in the Cronin building, a five story structure, at the corner of River and Fulton streets, occupied on the ground floor by the Model Clothing Co; upstairs by offices.

Overhead wires and a brisk wind seriously impeded the work of the firemen.

The upper portion of the building was almost entirely destroyed. Loss \$50,000.

REBEKAH ELECTION.

Annual Meeting of Miriam Lodge Held Monday Evening

Miriam Rebekah Lodge held its annual election of officers Monday night in Odd Fellows Hall. The following were elected to serve for the ensuing year:

Noble Grand, Mrs. Hattie Hudgins; Vice Grand, Miss Jessie Loomis; Secretary, Miss Mary Estabrook; Financial secretary, Miss Nellie Moore; Treasurer, Mrs. Helen Houghton.

About twenty were present from Shaftsbury. The appointed officers for the year will be named at the meeting to be held January 4.

BENNINGTON BRIEFS

News of the Town and Village Told Briefly for Busy Readers.

G. P. Endress and wife spent Tuesday in Troy.

Miss Anna Fleming is visiting her parents at Wells.

Miss Florence Haskins is spending the holidays with relatives in Wells. Robert Morse of Division St., who has been very sick for five weeks past is slowly improving.

Mr. and Mrs. Ernest Beebe of West Rupert spent last week with Mr. and Mrs. Frank Wood of Gage Street.

Robert Montgomery, one of the best known citizens of South Shaftsbury died December 19. The funeral will be held Wednesday, Dec. 23 at 1 p. m.

The Bennington Basket Ball team will play the strong Lansingburgh team in Academy hall, Friday afternoon. A good game is expected. Game called at 3:30.

A special meeting of the village trustees was called for Monday night. There was not a quorum present and no business was done. The next meeting will be held Monday evening, Jan. 4.

Mrs. O. Bushee who has been visiting her daughter, Mrs. Seymour Wood for some time has returned to her home in Pawlet accompanied by Mrs. Wood and children who will spend the holidays there.

Master Wayne Adams and Miss Isabelle Toomey are given honorable mention as solving the prize puzzle that appeared in the Boston Herald, Sunday, Dec. 13. They have received the badge given.

A nine months old son of George Greston was operated on Monday by Drs. Daley and Houle for a delicate complaint. The family came here about a year ago from Rutland. The doctors feel sanguine that the baby will recover.

Ernest Walden, age 4 years 7 months of 335 School St. died December 17th at the home of his parents. He had been sick for about three months. The funeral was held at St. Francis de Sales church, Saturday Dec. 19, Rev. Father Barron officiating. The body was placed in the vault.

Boy's Life Saved From Membranous Croup.

C. W. Lynch, a prominent citizen of Winchester, Ind., writes, "My little boy had a severe attack of membranous croup, and only got relief after taking Foley's Honey and Tar. He got relief after one dose and I feel that it saved the life of my boy." Refuse substitutes. For sale by B. A. Quinlan.

A Frightened Horse.

Running like mad down the street dumping the occupants, or a hundred other accidents, are every day occurrences. It behooves everybody to have a reliable safe handy and there's none as good as Bucklen's Arnica Salve. Burns, cuts, sores, eczema and piles, disappear quickly under its soothing effect. 25c. at Gibson's drug store.

Henry's Red Gum.

beats all remedies for a COUGH or COLD. We refund the price if it is not satisfactory. Large bottles 25 cents. B. A. Quinlan. 43w1

At Paterson's, 5 gallons of oil for 55 cents. We give green trading stamps.

PERHAM PLEADS GUILTY.

MISS STELLA BATES GOES FREE

MARY ROGERS MAY HANG

Famous Murder Cases All Come To An End Today Following Conviction of the Leading Respondent of Murder in the First Degree.

Sentence of Mrs. Rogers Deferred to Next Tuesday—Perham Throws Himself on the Mercy of the Court After Pleading Guilty to Murder in the Second Degree—Mrs. Rogers Keeps Her Nerve to the End.

AT ST. PETER'S.

Program for Christmas Day Services and Children's Exercises.

On Christmas day at St. Peter's church there will be a celebration of the Holy Eucharist at 7 a. m. At the 10:30 a. m. service, the following special music will be given:

Organ Prelude, "March of the Priests," Mendelssohn. Festal Te Deum, B flat. Shuey. Introit Anthem, "Joy of the World" Marzo.

Kyrie Eleison. Creed. Offertory Anthem, "Christians Awake," Marzo. Sanctus. Eyre. Benedictus Qui Venit, Eyre. Gloria in Excelsis, Schuecker. Hymns.

Shout the Glad Tidings, Avison. Come all ye Faithful, Reading. Oh Little Town of Bethlehem, Redner.

The choir, which has been increased for the occasion is under the direction of Prof. Rudolph Goldsmith; Miss Marion Jones, organist; L. L. Gokay, cornetist.

On Sunday, Dec. 27, at 5 p. m., there will be a children's Christmas service with carols. The children, as has been the custom for several years, will bring for St. Mary's Children's hospital in New York. St. Peter's is a free church and all are welcome to its services.

Holy Innocent day, Monday, Dec. 28, the children of the Sunday school will have a Christmas festival in the Parish house from 7 to 9 p. m.

SACRED HEART CHURCH.

Pretty and Interesting Program for the Christmas Exercises.

Following is the programme for the Christmas music at the Sacred Heart church. The midnight mass programme as follows:

Hymn Minniti Chretiens. Organ Prelude. Hyle A. H. Rosewig. Gloria A. H. Rosewig. Credo A. H. Rosewig. Offertory Adeste Fideles. Sanctus A. H. Rosewig. Agnus Dei. A. H. Rosewig. Solos will be taken by different members of the choir.

Christmas day the masses will be at eight o'clock singing by the school children, mass at 10 o'clock the midnight programme will be repeated.

Afternoon Vespers at four o'clock followed by the Benediction of the blessed Sacrament as follows:

Organ Voluntary. Jacquin. O Salutaris. Millard. Ave Maria. Cor Jesu. John Griffin. Tantum Ergo. Laudate Dominum. March.

Thomas Theberge choir director, and Miss Emma Lamare organist.

A PRESENTATION.

Methodist Sunday School Remembers Prof Long and Mrs Varney.

A charming feature of the services at the Methodist church Sunday morning took place before the Sunday school was called to order. Mrs. A. W. Varney the organist was presented with a picture and Prof Long leader with an ebony and ivory baton inlaid with pearl in recognition of their faithful services during the past year.

Doctor Washburne made the presentation in behalf of the school. Prof Long and Mrs. Varney acknowledged the gifts in pleasing manner.

Noti e.

The 10 cent cash premium we have been giving will be withdrawn after Dec. 19th and Home Trading Stamps will be given instead.

E. L. Nichols.

A large stock of holiday goods at Goldsmith's, 600 Main St. Toys, books, games, dolls, etc.

The Rogers murder cases have passed into history.

Mrs. Rogers is convicted of murder in the first degree and will hang if the law takes its course.

Stella Bates is freed without trial, the case against her being not prosed. Leon Perham this afternoon, pleaded guilty to murder in the second degree.

He will be brought into court for sentence next Tuesday morning.

Mrs. Rogers will be sentenced when court reassembles next Tuesday morning.

"Gentlemen of the jury," said County Clerk Cushman, "what have you for a verdict?"

Oscar R. Chase of Readsboro, foreman of the jury, drew a paper from his pocket and read:

"Guilty of murder in the first degree."

Mrs. Rogers, on whose face had been a trace of a smile when the jury was told to stand up, resumed her normal expression of brutal don't care and after hesitating a moment, sat down.

After a moments consultation with the opposing attorney, Judge Watson announced, "Proceedings in this case will be suspended until next Tuesday morning. At that time sentence will be imposed."

Sheriff Wilson led the convicted murderers from the court room and Judge Watson calmly called the next case.

The foregoing was the final scene, except the sentence in the trial of Mrs. Mabel M. Rogers for the murder of her husband, August 12, 1902.

Her jury got the case last night at 8 o'clock after a trial lasting almost entirely two weeks. After supper the jurors proceeded to an informal ballot which resulted unanimously in favor of a verdict of murder in the first degree. The formal ballot this morning was the same and the fate of Mrs. Rogers was sealed.

The court room was well filled when court opened this morning but the crowd was nothing what it had been during the trial.

From the promptness with which a verdict was reached, everybody knew that it was conviction, the only question being whether it was first or second degree.

The jurors were in their seats before 9 o'clock and Judge Watson came in just on the hour, followed a moment later by Sheriff Wilson and the prisoner.

She had already been informed of the verdict but she walked steadily and met the gaze of the crowd without flinching and had the point at issue been less vital it would have appeared as though she enjoyed the sensation she was creating.

There was a hush in the room as County Clerk Cushman ordered the jury to stand up and the roll was called. Mrs. Rogers was then ordered to stand and received the verdict.

While sentence is deferred until next Tuesday, there is no question what the sentence will be, as the law allows a

discretion in the matter, the verdict of murder in the first degree, requiring a sentence of death by hanging.

The date set for the carrying out of this sentence, however, must be set not earlier than December, 1904, as the law provides that a session of the legislature must intervene between sentence and execution.

The reason for this is the peculiar provision of Vermont law, giving the legislature the right to commute a sentence of death to imprisonment for life. In other states this power rests with the governor.

It is an interesting fact that for 13 years the legislature has not allowed a convicted murderer to be hanged; every one of the seven or eight sentenced, having been commuted.

The last execution for murder in this state was that of Sylvester Bell of Fairfax who was hanged Jan. 1, 1891, for the murder of his wife.

The last woman to be hanged in this state was Mrs. Meaker of Waterbury, about 17 years ago.

Since the beginning of the trial, Mrs. Rogers, whatever her appearance in court, has joked and laughed and sang as soon as she reached her quarters in the jail.

Her mother, who sat beside her during the arguments and charge Monday afternoon, was not present this morning.

It is said that the jury are somewhat bitter toward Morris Knapp and that it might go hard with him, were he to appear before them.

When the foreman announced the verdict, an attempt at applause in the back of the room was promptly suppressed.

This is the only verdict for murder in the first degree that has been given in this county since the conviction of Elliot Fowler, twenty-five years ago.

The case against Miss Stella Bates for complicity in the murder of Marcus Rogers was withdrawn this morning by the States Attorney and Miss Bates went free.

There was little evidence from a thoroughly reliable source against her.

Leon Perham testified in the trial just closed that the night of the killing, Mrs. Rogers sat on the side of his bed and produced a bottle of chloroform, which, she said Stella Bates had obtained for her in Hoosick Falls.

Levi Perham in the same case, said that Stella Bates was present near Bradford st., when Mrs. Rogers attempted to obtain his assistance in killing her husband.

The state did not consider this a proper foundation upon which to build a case against Stella Bates, as it is certain that she was not present when Rogers was killed. The evidence therefore did not warrant trial.

Shortly after 2 o'clock this afternoon Leon Perham came into court, and was allowed to plead guilty to murder in the second degree.

It is sentence was deferred until next Tuesday.

Leon Perham will go to prison for life, that being the only penalty the statute provides for murder in the second degree.

When Stella Bates was set free this morning the sense of desertion or

loneliness must have overcome Mrs. Rogers, for she broke down and has been crying ever since.

All sharp instruments have been removed from her reach and her person searched, in order that she might have no means of destroying herself.

There being no other case ready for trial, court took a recess until next Tuesday morning.

Mr. Barber in closing for the state followed Marcus Rogers' course from his coming to town until his body was found in the river. He called attention to the afternoon before the crime when Mrs. Rogers and her husband stood on Coopers Bridge looking down at the river to where within a stone's throw of them she was to murder him that night and where his dead body would be found covered over with sand and sediments of the stream.

The defense had said that if Mrs. Rogers were so cunning a woman as the state said, she would not have left so many evidences of guilt. Mr. Barber retorted that no crime has ever been committed which, in looking back over it, did not show at least one defect which pointed out the criminal to all the world.

"Gentlemen," said Mr. Barber, "She forgot."

That phrase, "she forgot" was intoned again and again until it took on almost a tone of Edgar Allan Poe.

Judge Watson charged the jury after Mr. Barber finished.

The court told the jury that this respondent stood charged with murder in the first degree.

She was to be presumed innocent of the crime charged and the burden of proving her guilt was upon the state.

In order to find guilty the jury must be satisfied beyond a reasonable doubt; i. e., in their minds there should be a moral certainty which should direct and satisfy.

That Mrs. Rogers had not taken the stand in her own behalf was not to be considered as against her.

If the jury were satisfied that Leon Perham was telling the truth, they might convict on his uncorroborated testimony.

The court defined the two degrees of murder and outlined the circumstances under which each degree would be found.

If the jury found that the respondent told Levi Perham what Levi said she did, that would be evidence of such premeditation as would render her guilty of murder in the first degree.

Whatever of preparation for the act was made by the prisoner and her accomplices should be considered premeditation.

The court defined murder in the first degree as a killing done with malice aforethought and premeditation and murder in the second degree as a killing without premeditation, as the result of an act of passion which overrides the judgment.

The defense here, however, did not assign a sudden passion as the cause of murder but claimed that Mrs. Rogers had nothing to do with the killing.

That Perham acted with her would not make her less guilty than if she acted alone.